IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 5257 of 2005

Between:

Smt. Miriyala Sridevi, W/o Yedukondalu,
R/o Thantikonda (V), Gokavaram (M), East Godavari District.

..... PETITIONER

AND

1 The Addl. Agent to the Government, E.G. District at

Rampachodavaram.
2 The Special Deputy Collector, Rampachodavaram,

East Godavari District.
3 The Mandal Revenue Officer, Devipatnam, E.G. District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ or order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in evicting the petitioner from the land to an extent of Ac. 1-45 cents in Sy.No. 221/2 and 225/3 of Pedabheepalli village, Devipatnam Mandal, East Godavary District in pursuance of the order passed by the 2nd respondent herein in LTRP.No. 62/2004 as illegal, arbitrary and unjust and consequently direct the respondents not to evict the petitioner from the above land pending disposal of the statutory appeal preferred before the 1st respondent and to pass such other order or orders as this Hon'ble Court may deem fit and proper.

Counsel for the Petitioner: MR.K.VENKATESH

Counsel for the Respondent Nos.1 to 3: GP FOR SOCIAL WELFARE

The Court at the admission stage made the following:

ORDER:

Challenging the orders dated 21.07.2004, passed by the

2nd respondent in LTRP.No.62/2004, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

Admittedly the petitioner has filed an appeal before the Additional Agent to Government, East Godavari District, Rampachodavaram, against the orders passed by the 2nd respondent in LTRP.No.62/2004, dated 21.07.2004. Along with appeal, the petitioner has also filed a civil miscellaneous petition, seeking stay of orders dated 21.07.2004 in LTRP No.62/2004. The petitioner cannot maintain two parallel proceedings.

Therefore, the 1st respondent is directed to dispose of the appeal, preferred by the petitioner against the impugned order, within a period of 2 (two) months from the date of receipt of a copy of this order. Till such time, status quo, existing as on today, shall be maintained.

The Writ Petition is, accordingly, disposed of. No order as to costs.

Dated: 16.03.2005

Dsr

ASSISTANT REGISTRAR

Note:

Issue CC in two days

B/o

Dsr

To:

1. The Addl.Agent to the Government,

Rampachodavaram, East Godavari District

2. The Special Deputy Collector,

Rampachodavaram, East Godavary District

3. The Mandal Revenue Officer,

Devipatnam, East Godavary District

4. Two CCs to the Government Pleader

for Social Welfare, High Court Buildings,

Hyderabad (OUT)

5. Two CD copies

6. 1 CC to MR.VENKATESH